

UNITED STATES DISTRICT COURT

OFFICE OF THE CLERK

DISTRICT OF MARYLAND

2004 JUL 22 A 1:12

Reply to Northern Division Address

U.S. DISTRICT COURT  
DISTRICT OF MASS

Felicia C. Cannon, Clerk

July 19, 2004

U.S. District Court  
District of Massachusetts  
Ste 2300  
One Courthouse Way  
Boston, MA 02210-3002

MDL 1586  
In re: Mutual Funds Investment  
Litigation  
Your civil no 1:04-10978 **PBS**  
Our civil no. 04-2274  
Harold Beardsley, et al v FleetBoston  
Financial Corp., et al

Dear clerk:

I am enclosing a certified copy of the Transfer Order from the Judicial Panel on Multi-district Litigation filed on July 19, 2004, in this court transferring the above entitled case to the District of Maryland.

***Pursuant to footnote 8 of the Panel's order partially suspending Rule 1.6(a) for this litigation, please forward only the docket sheet for each transferred action.***

Sincerely,

Felicia C. Cannon, Clerk

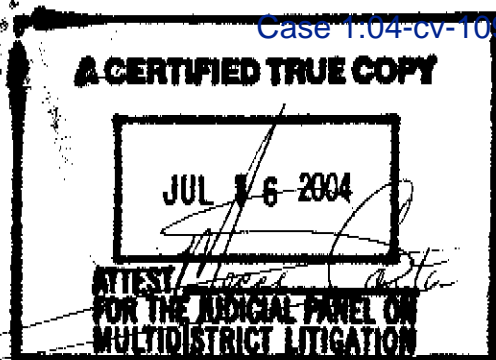
By: Claudia Gibson  
Deputy Clerk

cc: Judge J. Frederick Motz  
Judicial Panel on Multi-district Litigation

Northern Division • 4415 U.S. Courthouse • 101 W. Lombard Street • Baltimore, Maryland 21201 • 410-962-2600  
Southern Division • 240 U.S. Courthouse • 6500 Cherrywood Lane • Greenbelt, Maryland 20770 • 301-344-0660

Visit the U.S. District Court's Web Site at [www.mdd.uscourts.gov](http://www.mdd.uscourts.gov)

SCANNED



DATE: 07/23/04  
 BY: FILED SLY

JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

JUN 30 2004

FILED  
CLERK'S OFFICEDOCKET NO. 1386A 1:12U.S. DISTRICT COURT  
DISTRICT OF MARYLAND  
BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

IN RE MUTUAL FUNDS INVESTMENT LITIGATION

(SEE ATTACHED SCHEDULE)

**CONDITIONAL TRANSFER ORDER (CTO-7)**

On February 20, 2004, the Panel transferred 91 civil actions to the United States District Court for the District of Maryland for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. Since that time, 272 additional actions have been transferred to the District of Maryland. With the consent of that court, all such actions have been assigned to the Honorable J. Frederick Motz, the Honorable Andre M. Davis, the Honorable Frederick P. Stamp, Jr., and the Honorable Catherine C. Blake.

It appears that the actions on this conditional transfer order involve questions of fact which are common to the actions previously transferred to the District of Maryland.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the District of Maryland for the reasons stated in the order of February 20, 2004, 310 F.Supp.2d 1359 (J.P.M.L. 2004), and, with the consent of that court, assigned to the Honorable J. Frederick Motz, the Honorable Andre M. Davis, the Honorable Frederick P. Stamp, Jr., and the Honorable Catherine C. Blake.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the District of Maryland. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

I hereby attest and certify that the foregoing document is a full, true and correct copy of the original on file in my office and in my legal custody.

7-19-04  
 FELICIA C. CANNON  
 CLERK, U.S. DISTRICT COURT  
 DISTRICT OF MARYLAND

Michael J. Beck

Michael J. Beck  
 Clerk of the Panel

By J. Lewis Deputy

## SCHEDULE CTO-7 - TAG ALONG ACTIONS

DOCKET NO. 1586

## IN RE MUTUAL FUNDS INVESTMENT LITIGATION

DISTRICT DIV. C. A.#

## DELAWARE

DE 1 04-188

Cynthia L. Essenmacher, etc. v. Invesco Fund Groups, Inc., et al. 04-2271

## MASSACHUSETTS

MA 1 04-10852

Leon Brazin, etc. v. John A. Hill, et al. 04-2272

MA 1 04-10853

Peter Kavalier, etc. v. John A. Hill, et al. 04-2273

MA 1 04-10978

Harold Beardsley, et al. v. FleetBoston Financial Corp., et al. 04-2274

## NEW YORK SOUTHERN

NYS 1 04-444

Aurora Henao, etc. v. Marsh &amp; McLennan Companies, Inc., et al. 04-2275

NYS 1 04-629

Barry J. Feinburg, et al. v. Security Brokerage, Inc., et al. 04-2276

NYS 1 04-666

MFS Fund Distributors, Inc., et al. v. Daniel G. Calugar, et al. 04-2277

NYS 1 04-1879

R.L. Simmonds, et al. v. Columbia Acorn Fund, et al. 04-2278

NYS 1 04-2005

Robert Rubin v. Pacific Investment Management Co., LLC 04-2279

NYS 1 04-2119

Paul Chorne v. Scudder 21st Century Growth Fund, et al. 04-2280

NYS 1 04-2335

Mildred E. Ruehlman v. Amcap Fund, et al. 04-2281

NYS 1 04-2475

Ernest Gottdiener, etc. v. John R. Belk, et al. 04-2282

NYS 1 04-2701

Kim Barkov v. Amcap Fund, et al. 04-2283

NYS 1 04-2741

Tim Christman v. Canadian Imperial Bank of Commerce, et al. 04-2284

## PENNSYLVANIA WESTERN

PAW 2 04-439

Lu Chang, etc. v. Federated Investors, Inc., et al. 04-2285

PAW 2 04-440

Richard Linnock, etc. v. Federated Investors, Inc., et al. 04-2286

PAW 2 04-441

Stanley Soto, etc. v. Federated Investors, Inc., et al. 04-2287